

Date of decision: 22.11.1995

For approval and signature

The Honourable Mr. Justice S.M. Soni

and

The Honourable Mr. Justice R.R. Jain

Mr.B.R.Gupta & Mr.Sanjay Gupta, advocates for petitioner.
Mr. S.N. Shalet, advocate for respondents.

1. Whether Reporters of Local Papers may be allowed to see the judgment?
2. To be referred to the Reporter or not?
3. Whether their Lordships wish to see the fair copy of judgment?
4. Whether this case involves a substantial question of law as to the interpretation of the Constitution of India, 1950 or any order made thereunder?
5. Whether it is to be circulated to the Civil Judge?

Coram: S.M.Soni & R.R.Jain, JJ.

November 22, 1995.

Oral judgment (Per Soni, J.)

This application is filed by the petitioner to take action under the Contempt of Courts Act alleging that respondents have not complied with the order of the Small Causes Court to refund certain amount. The petitioner has not produced that order of which breach is alleged. In absence of that prder. this court cannot decide whether there is any substance in the contention or not.

Hence this application deserves to be dismissed.

After this order is dictated, learned advocate for the petitioner seeks permission to withdraw this application so that he can make representation before the authority. Permission to withdraw the application is granted. Application stands disposed of as withdrawn. Rule discharged. No costs.